UNITED STATES DISTRICT COURT 96 DEC 10 PM 3:05

MIDDLE DISTRICT OF LOUISIANA

NTL

FIRST SUPERSEDING
INDICTMENT FOR MAIL FRAUD, WIRE FRAUD, AND MONEY LAUNDERING

UNITED STATES OF AMERICA	:	CRIMINAL NO. 96-105-B-1
	:	
versus	:	18 U.S.C. § 1341
	:	18 U.S.C. § 1343
JIMMY NIXON, also known as,	:	18 U.S.C. § 1956(a)(1)(A)(i)
"LARRY MCLAUGHLIN,"	:	18 U.S.C. § 1956(a)(1)(B)(i)
"CALVIN BOOTH," and	:	18 U.S.C. § 1957(a)
"JERRY BARKER."	:	18 U.S.C. § 2

THE GRAND JURY CHARGES:

COUNTS ONE THROUGH SIX

1. At all times relevant to this indictment, defendant JIMMY NIXON, also known as "LARRY MCLAUGHLIN," "CALVIN BOOTH," and "JERRY BARKER," operated and participated in the operation of AMERICAN NATIONAL CONGRESS, INC., and MARAMAX CREDIT CORPORATION.

THE FRAUDULENT SCHEME

2. From a date unknown and continuing until at least in or about May 1996, within the Middle District of Louisiana, and elsewhere, defendant NIXON, along with others both known and unknown to this Grand Jury, devised and participated in a scheme and artifice to defraud and to obtain money by means of false and fraudulent pretenses, representations and promises.

3. Defendant NIXON's scheme and artifice was to fraudulently induce victims who were seeking large business loans to pay money to defendant NIXON up front, in advance, for the purpose of securing loans that defendant NIXON falsely and

fraudulently claimed he would arrange and broker for the victims through AMERICAN NATIONAL CONGRESS, INC., and MARAMAX CREDIT CORPORATION.

4. To carry out his fraudulent scheme, defendant NIXON engaged in and caused others to engage in the following acts, among others:

a. Defendant NIXON told victims that AMERICAN NATIONAL CONGRESS, INC., or MARAMAX CREDIT CORPORATION would arrange and broker business loans for the victims.

b. Defendant NIXON falsely told victims that AMERICAN NATIONAL CONGRESS and MARAMAX CREDIT CORPORATION had long, successful records of arranging and brokering millions of dollars of loans to hundreds of satisfied customers.

c. Defendant NIXON distributed written materials such as a News Release, a Company History, and Funding References, which contained numerous false statements concerning the past performance and history of AMERICAN NATIONAL CONGRESS and MARAMAX CREDIT CORPORATION and their alleged success in arranging and brokering millions of dollars of loans.

d. Defendant NIXON falsely told victims that the institutions that would be funding the victims' loans would not do so unless a fee was paid in advance of the loan. Defendant NIXON described the purpose of this advance fee using such terms as "financial guarantee insurance bonds," "underwriting fees," and "payment guarantee bonds."

e. In order to induce victims to pay these advance fees, defendant NIXON falsely told victims that he was in contact with various funding sources and that funds were available to loan to the victims. Defendant NIXON also falsely told victims that these advance fees would be refunded if the loans were not made.

f. After the victims had been induced to mail or wire funds to defendant NIXON, he gave victims a series of false excuses as to why the loans unexpectedly had fallen through. Defendant NIXON continued to lie to the victims in an attempt to lull the victims into believing that the loans were going to be funded in the near future.

g. Throughout his dealings with victims, defendant NIXON used a variety of false names, including "LARRY MCLAUGHLIN," "CALVIN BOOTH," and "JERRY BARKER."

5. Despite defendant NIXON's repeated promises and assurances to victims, no loans have been made and no advance fees have been refunded to victims.

MAILINGS

6. On or about the dates set forth below, within the Middle District of Louisiana, and elsewhere, defendant NIXON, and others known and unknown to this Grand Jury, for the purpose of carrying out the scheme to defraud, knowingly caused the following items a) to be placed in an authorized depository for mail matter to be sent and delivered by the United States Postal Service according to the directions thereon, or b) to be

deposited to be sent or delivered by a private or commercial interstate carrier according to the directions thereon:

COUNT	DATE	ADDRESSEE	ITEM(S) SENT
1	11/17/94	American National Congress 2833 Crater Lake Drive Baton Rouge, LA	$20,000 check $2,500 check
2	12/28/94	American National Congress 2833 Crater Lake Drive Baton Rouge, LA	$4,000 check
3	1/19/95	American National Congress 2833 Crater Lake Drive Baton Rouge, LA	$4,000 check
4	2/13/95	American National Congress 2833 Crater Lake Drive Baton Rouge, LA	$49,990 check
5	3/20/95	American National Congress 2833 Crater Lake Drive Baton Rouge, LA	$7,500 check $3,000 check
6	3/11/96	Jim Nixon 12055 Hwy 38 West Kentwood, LA	$1,760 check

Each of the above is a violation of Title 18, United States Code, Sections 1341 and 2.

COUNTS SEVEN THROUGH FOURTEEN

7. The Grand Jury repeats and realleges each and every allegation contained in paragraphs one through five as describing the fraudulent scheme defendant NIXON knowingly devised and participated in.

8. On or about the following dates, within the Middle District of Louisiana, and elsewhere, defendant JIMMY NIXON, and others known and unknown to this grand jury, having knowingly devised and participated in a scheme to defraud and to obtain money by means of false and fraudulent pretenses,

representations, and promises, knowingly caused sounds, signals, and writings to be transmitted by wire in interstate commerce for the purpose of executing the scheme and attempting to do so, between the Middle District of Louisiana and elsewhere, as described below:

COUNT	DATE	NATURE OF WIRE
7	8/22/94	Wire transfer of $29,428 from Michigan National Bank, Clinton Township, MI, to the account of American National Congress at Whitney National Bank, Baton Rouge, LA
8	11/1/94	Wire transfer of $2,580 from A.J. Jordan, Kingwood, TX, via Western Union to Charles Powell, American National Congress, Baton Rouge, LA
9	3/8/95	Wire transfer of $29,500 from Banco Mercantil, Miami, FL, to the account of American National Congress at Sunburst Bank, Baton Rouge, LA
10	3/13/95	Wire transfer of $3,080.70 from United Commerce Bank, Highland Village, TX, to the account of American National Congress at Sunburst Bank, Baton Rouge, LA
11	3/22/95	Wire transfer of $48,500 from Bank of America, Dallas, TX, to the account of American National Congress at Sunburst Bank, Baton Rouge, LA
12	5/10/96	Wire transfer of $17,500 from First National Bank of Olathe, Olathe, KS, to the account of Maramax Credit Corporation at Feliciana Bank & Trust Co., Clinton, LA
13	5/14/96	Wire transfer of $5,000 from First National Bank of Olathe, Olathe, KS, to the account of Maramax Credit Corporation at Feliciana Bank & Trust Co., Clinton, LA
14	5/21/96	Wire transfer of $5,000 from Abdul Ghafoor, Olathe, KS, via Western Union to Mable Carter, Maramax Credit Corporation, Greenwell Springs, LA

Each of the above is a violation of Title 18, United States Code, Sections 1343 and 2.

COUNTS FIFTEEN THROUGH SEVENTEEN

9. The Grand Jury repeats and realleges each and every allegation contained in paragraphs one through eight as describing the mail fraud and wire fraud scheme defendant NIXON knowingly devised and participated in.

10. On or about the dates listed below, within the Middle District of Louisiana, defendant JIMMY NIXON did knowingly conduct, attempt to conduct, and cause financial transactions affecting interstate commerce as described below, which involved the proceeds of specified unlawful activity, that is, mail fraud and wire fraud in violation of Title 18, United States Code, Sections 1341 and 1343, with the intent to promote the carrying on of said specified unlawful activity and knowing that the property involved in the financial transactions described below represented the proceeds of some form of unlawful activity:

COUNT	DATE	FINANCIAL TRANSACTION
15	3/22/95	Issuance and transfer of check drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA, in the amount of $1462.19 to ACE (America's Cash Express)
16	3/22/95	Issuance and transfer of check drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA, in the amount of $6798 to Piggly Wiggly
17	5/13/96	Issuance and transfer of check drawn on the account of Maramax Credit Corporation at Feliciana Bank and Trust Co., Clinton, LA, in the amount of $1000 to Dr. Paul Tyler

Each of the above is a violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

COUNTS EIGHTEEN THROUGH TWENTY-FIVE

11. The Grand Jury repeats and realleges each and every allegation contained in paragraphs one through eight as describing the mail fraud and wire fraud scheme defendant NIXON knowingly devised and participated in.

12. On or about the dates listed below, within the Middle District of Louisiana, defendant JIMMY NIXON did knowingly conduct, attempt to conduct, and cause financial transactions affecting interstate commerce as described below, which involved the proceeds of specified unlawful activity, that is, mail fraud and wire fraud in violation of Title 18, United States Code, Sections 1341 and 1343, knowing that the transactions were designed in whole and in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of said specified unlawful activity and knowing that the property involved in the financial transactions described below represented the proceeds of some form of unlawful activity:

COUNT	DATE	FINANCIAL TRANSACTION
18	1/20/95	Deposit of check in the amount of $4,000 which was sent to American National Congress, Baton Rouge, LA, into account of Nure Salaam Holding Corp. at Citizens National Bank, Hammond, LA
19	2/14/95	Deposit of check in the amount of $20,689 drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA, into account of Nure Salaam Holding Corp. at Citizens National Bank, Hammond, LA
20	2/15/95	Cashing of check in the amount of $18,938.55 made payable to cash and drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA

21	2/16/95	Issuance and transfer of check drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA, in the amount of $1200 to WBBU-FM
22	2/21/95	Wiring of $15,015 from account of American National Congress at Sunburst Bank, Baton Rouge, LA, into account of Nure Salaam Holding Corp. at Citizens National Bank, Hammond, LA
23	2/21/95	Purchase of Sunburst Bank Cashier's Check in the amount of $8,602 made payable to Pelican Office Supply
24	3/15/95	Purchase of Sunburst Bank Money Order in the amount of $361.23 made payable to Ed's Printing Co. Inc.
25	3/23/95	Cashing of check in the amount of $45,099.52 made payable to Sunburst Bank and drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA

Each of the above is a violation of Title 18, United States Code, Sections 1956(a)(1)(B)(i) and 2.

COUNTS TWENTY-SIX THROUGH TWENTY-NINE

13. The Grand Jury repeats and realleges each and every allegation contained in paragraphs one through eight as describing the mail fraud and wire fraud scheme defendant NIXON knowingly devised and participated in.

14. On or about the dates listed below, within the Middle District of Louisiana and elsewhere, defendant JIMMY NIXON knowingly engaged in, attempted to engage in, and caused the following monetary transactions in criminally derived property of a value greater than $10,000, which was derived from mail fraud and wire fraud in violation of Title 18, United States Code, Section 1341 and 1343:

COUNT	DATE	MONETARY TRANSACTION
26	2/14/95	Deposit of $49,990 check into the account of American National Congress at Sunburst Bank

27	2/15/95	Cashing of check in the amount of $18,938.55 made payable to cash and drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA
28	3/23/95	Cashing of check in the amount of $45,099.52 made payable to Sunburst Bank and drawn on the account of American National Congress at Sunburst Bank, Baton Rouge, LA
29	3/24/95	Deposit of $24,000 check into the account of American National Congress at Sunburst Bank

Each of the above is a violation of Title 18, United States Code, Sections 1957(a) and 2.

UNITED STATES OF AMERICA, by

L. J. HYMEL
UNITED STATES ATTORNEY
MIDDLE DISTRICT OF LOUISIANA

M. Patricia Jones for
MICHAEL REESE DAVIS
ASSISTANT UNITED STATES ATTORNEY
SENIOR LITIGATION COUNSEL

M. Patricia Jones
M. PATRICIA JONES
ASSISTANT UNITED STATES ATTORNEY

A TRUE BILL

Cheryl Day Beatty
GRAND JURY FOREPERSON

Dec. 10, 1996
DATE

Criminal Cover Sheet **U.S. District Court, Middle District of Louisiana** (MDLA 5-9-

Place of Offense:

City ____________

Parish ____________

Related Case Information: 96 DEC 10 PM 3:05

Superseding Indictment XX Docket Number 96-105-B-1
Same Defendant ____ New Defendant ____
Magistrate Case Number ____________
Search Warrant Case No. ____________
R 20/ R 40 from District of ____________

Defendant Information:

Defendant Name Jimmy Nixon
Alias Name Larry McLaughlin, Calvin Booth, Jerry Barker
Address 7425 Sullivan Road
Greenwell Springs, LA 70709 (presently in EBRPP)
Birthdate [redacted] SS # [redacted] Sex M Race B Nationality ____

U.S. Attorney Information:

U.S. Attorney	L. J. Hymel	Bar #	7137
AUSA	Michael Reese Davis	Bar #	17529
AUSA	M. Patricia Jones	Bar #	18543

Interpreters?: ____________

Location Status:

Arrest Date 10/10/96 (presently in EBRPP)
____ Already in Federal Custody as of ____________
____ Already in State Custody
____ On Pretrial Release

U.S.C. Citations

Total # of Counts: 29 ☐ Petty ☐ Misdemeanor ☒ Felony

	Index Key/Code	Description of Offense Charged	Count(s)
set 1	18 USC § 1341	Mail fraud	6
set 2	18 USC § 1343	Wire fraud	8
set 3	18 USC § 1956(a)(1)(A)(i)	Carrying on of specified unlawful activity (Money laundering)	3
set 4	18 USC § 1956(a)(1)(B)(i)	Concealing and disguising the nature, location, source, ownership and control of the proceeds of specified unlawful activity (money laundering)	8

(May be continued on second sheet)

District Court Case Number (To be filled in by deputy clerk): ____________

96 DEC 10 PM 3:00

UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF LOUISIANA

GRAND JURY RETURN

SUPERSEDING INDICTMENT

December 10, 1996

UNITED STATES OF AMERICA

VERSUS

JIMMY NIXON, also known as, "LARRY MCLAUGHLIN," CALVIN BOOTH" and "JERRY BARKER."

CRIMINAL

NO. 96-105-B

PRESENT: L. J. Hymel,Esq.
Robert Piedrahita,Esq.
Counsel for the United States

* * * * *

DM
FJP
SCBS P.O. USA USM

AO 245B (Rev. 8/96) Sheet 1 - Judgment in a Criminal Case

United States District Court
Middle District of Louisiana

UNITED STATES OF AMERICA
v.
JIMMY NIXON

RECEIVED
97 APR 21 AM 9:38
U.S. PROBATION OFFICE
BATON ROUGE, LA.

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: **3:96CR00105-001**

Linda Ritzie
Defendant's Attorney

THE DEFENDANT:

☐ pleaded guilty to count(s) ______

☐ pleaded nolo contendere to count(s) ______ which was accepted by the court.

☒ was found guilty on count(s) **I through XXIX.** after a plea of not guilty.

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18 U.S.C. ' 1341	Mail Fraud	03/11/1996	I to VI
18 U.S.C. ' 1343	Wire Fraud	05/21/1996	VII to XIV
18 U.S.C. ' 1956 (a)(1)(A)(i)	Money Laundering	05/13/1996	XV to XVII

See Additional Counts of Conviction - Page 2

The defendant is sentenced as provided in pages 2 through 9 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) ______

☐ Count(s) ______ (is)(are) dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: [redacted]
Defendant's Date of Birth: [redacted]
Defendant's USM No.: **12863-116**
Defendant's Residence Address:
7425 Sullivan Road
Greenwell Springs, LA 70739

Defendant's Mailing Address:
7425 Sullivan Road
Greenwell Springs, LA 70739

04/18/1997
Date of Imposition of Judgment

A TRUE COPY
Deputy Clerk 4/23/97 Date
Richard T. Martin, Clerk • U.S. District Court
Middle District of Louisiana
Baton Rouge, Louisiana

Signature of Judicial Officer

Frank J. Polozola
United States District Judge
Name & Title of Judicial Officer

DKT. & ENTERED
DATE 4/23/97
NOTICE MAILED
DATE ______ BY KC

USM-2 SCR DS 4-23-97
USA-2 PS Davis
USPO-2 Peters Ritzie
FTP PH File
FM

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

ADDITIONAL COUNTS OF CONVICTION

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18 U.S.C. ' 1956 (a)(1)(B)(i)	Money Laundering	03/23/1995	XVIII to XXV
18 U.S.C. ' 1957 (a)	Money Laundering	03/24/1995	XXVI to XXIX

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 235 month(s).

This term consists of terms of 235 months on each of Counts XV through XXV, all such terms to run concurrently, terms of 60 months on each of Counts I through XIV, all such terms to run concurrently, terms of 120 months on each of Counts XXVI through XXIX, all such terms to run concurrently

☒ The court makes the following recommendations to the Bureau of Prisons:

That the defendant be placed in a facility where he will be able to receive mental health treatment.

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

- ☐ at ______ a.m./p.m. on ______.
- ☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

- ☐ before 2 p.m. on ______.
- ☐ as notified by the United States Marshal.
- ☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

______

______

______

Defendant delivered on ______ to ______

at ______, with a certified copy of this judgment.

______
UNITED STATES MARSHAL

By ______
Deputy U.S. Marshal

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 year(s) .

This term consists of terms of three years on each of Counts I through XXIX, all such terms to run concurrently.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

☐ The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

☒ The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below) . The defendant shall also comply with the additional conditions on the attached page (if indicated below).

See Special Conditions of Supervision - Page 5

STANDARD CONDITIONS OF SUPERVISION

1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4) the defendant shall support his or her dependents and meet other family responsibilities;
5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
7) the defendant shall refrain from excessive use of alcohol;
8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

SPECIAL CONDITIONS OF SUPERVISION

1) The defendant shall provide the probation officer with access to any requested financial information.

2) The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer unless the defendant is in compliance with the installment payment schedule.

3) The defendant shall participate in a mental health treatment program, as directed by the probation officer until such time as the defendant is released from the program by the probation officer.

4) The defendant shall not engage in any type of business, occupation, or profession which would involve the servicing of loans or a Loan Brokerage Service, without prior approval of the U.S. Probation Office.

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	Assessment	Fine	Restitution
Totals:	$ 1,650.00	$	$ 264,838.70

☐ If applicable, restitution amount ordered pursuant to plea agreement . . . . $ ______________

FINE

The above fine includes costs of incarceration and/or supervision in the amount of $ ______________ .

The defendant shall pay interest on any fine of more than $2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 5, Part B may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

- ☐ The interest requirement is waived.
- ☐ The interest requirement is modified as follows:

RESTITUTION

☐ The determination of restitution is deferred until __________ . An Amended Judgment in a Criminal Case will be entered after such a determination.

☒ The defendant shall make restitution to the following payees in the amounts listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless specified otherwise in the priority order or percentage payment column below.

Name of Payee	* Total Amount of Loss	Amount of Restitution Ordered	Priority Order or Percentage of Payment
Joel Hinojosa Garcia	$22,500.00	$22,500.00	
Jim Keffer	$31,080.70	$31,080.70	
Leona & Maralee Halderman	$4,000.00	$4,000.00	
Edixon Sanchez-Castillo	$79,490.00	$79,490.00	
See Additional Restitution Payees - Page 7 — Totals:	$ 264,838.70	$ 264,838.70	

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994 but before April 23, 1996.

DEFENDANT: JIMMY NIXON
CASE NUMBER: 3:96CR00105-001

ADDITIONAL RESTITUTION PAYEES

Name of Payee	** Total Amount of Loss	Amount of Restitution Ordered	Priority Order or Percentage of Payment
Crescencio & Raul Oliveira-Cantu	$10,500.00	$10,500.00	
Dave Billingsley	$1,760.00	$1,760.00	
George Rinderspacher	$29,428.00	$29,428.00	
A. J. Jordan	$2,580.00	$2,580.00	
Mel Williams	$48,500.00	$48,500.00	
Abdul Ghafoor	$27,500.00	$27,500.00	
Raul Hinojosa Saldona	$7,500.00	$7,500.00	

** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994.

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

Payment of the total fine and other criminal monetary penalties shall be due as follows:

A ☒ in full immediately; or

B ☐ $ ______________ immediately, balance due (in accordance with C, D, or E); or

C ☐ not later than ___________; or

D ☐ in installments to commence _______ day(s) after the date of this judgment. In the event the entire amount of criminal monetary penalties imposed is not paid prior to the commencement of supervision, the U.S. probation officer shall pursue collection of the amount due, and shall request the court to establish a payment schedule if appropriate; or

E ☐ in ________________ *(e.g. equal, weekly, monthly, quarterly)* installments of $ ____________ over a period of _______ year(s) to commence _______ day(s) after the date of this judgment.

The defendant will receive credit for all payments previously made toward any criminal monetary penalties imposed.

Special instructions regarding the payment of criminal monetary penalties:

☐ The defendant shall pay the cost of prosecution.

☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Unless the court has expressly ordered otherwise in the special instructions above, if this judgment imposes a period of imprisonment payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program are to be made as directed by the court, the probation officer, or the United States attorney.

DEFENDANT: JIMMY NIXON

CASE NUMBER: 3:96CR00105-001

STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: 31

Criminal History Category: VI

Imprisonment Range: 188 - 235

Supervised Release Range: 2 to 3 years

Fine Range: $ 15,000.00 to $ 500,000.00

☒ Fine waived or below the guideline range because of inability to pay.

Total Amount of Restitution: $ 264,838.70

☐ Restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweighs the need to provide restitution to any victims, pursuant to 18 U.S.C. § 3663(d).

☐ For offenses committed on or after September 13, 1994 but before April 23, 1996 that require the total amount of loss to be stated, pursuant to Chapters 109A, 110, 110A, and 113A of Title 18, restitution is not ordered because the economic circumstances of the defendant do not allow for the payment of any amount of a restitution order, and do not allow for the payment of any or some portion of a restitution order in the forseeable future under any reasonable schedule of payments.

☐ Partial restitution is ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by the application of the guidelines.

OR

☒ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

Given the behavior in this case, the Court sentenced the defendant to 235 months to reflect the seriousness of the offense, protect the public from future fraudulent schemes, and establish a serious penalty for deterrence.

OR

☐ The sentence departs from the guideline range:

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following specific reason(s):